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1855-1930

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1859-1951

# FISH & RICHARDSON P.C.

September 23, 2003

Attorney Docket No.: 06181-915001

## Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Presented for filing is a new continuation-in-part patent application of:

Applicant: RICHARD MADDOCKS AND JEFFREY M. FORD

Title: ELECTROMECHANICAL TOY

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	24
Claims	12
Abstract	1
Declaration	[To be Filed at a Later Date]
Drawing(s)	38

### Enclosures:

- Postcard
- Serial number card (green)
- Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i), 1 page.

Basic filing fee	\$750
Total claims in excess of 20 times \$18	\$1188
Independent claims in excess of 3 times \$84	\$420
Fee for multiple dependent claims	\$0
Total filing fee:	\$2358

This application is a continuation-in-part of and claims priority to U.S. Application No. 10/073,122, filed February 12, 2002 and U.S. Application No. 10/305,265, filed November 27, 2002, both of which are incorporated herein by reference.

Under 37 CFR §1.53(f), no filing fee is being paid at this time.

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If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (202) 783-5070.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please direct all correspondence to the following:

26171

PTO Customer Number

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Diana DiBerardino". The signature is fluid and cursive, with the first name "Diana" being more prominent than the last name.

Diana DiBerardino  
Reg. No. 45,653  
Enclosures  
DZD/lbc  
40177560.doc

**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor Richard Maddocks et al.

Title Electromechanical Toy

Atty Docket Number 06181-915001

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9/23/03  
Date

Diana DiBerardino  
Signature

Diana DiBerardino, Reg. No. 45,653  
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**